

Even if the parties were unable to fully comply with the conditions set forth in their settlement agreement, the parties have failed to timely prosecute the claims among them. The parties did not file any dispositive motions. Most importantly, the parties failed to appear for

docket call in this matter on the morning of March 6, 2017, as scheduled (Doc. No. 14). Accordingly, it appears to the Court the parties are no longer prosecuting their claims among them.

IT IS THEREFORE ORDERED that this matter is dismissed without prejudice pursuant to Rule 41(b) of the Federal Rules of Civil Procedure. The Clerk is respectfully directed to CLOSE THE CASE.

IT IS SO ORDERED.

Signed: March 6, 2017

A handwritten signature in black ink, reading "Frank D. Whitney", written over a horizontal line.

Frank D. Whitney
Chief United States District Judge

